

(2) even if it is proper to consider the disclosure of the La Rocca reference, the claimed invention is not obvious because there is no motivation for combining the references in the manner proposed by the Examiner.

First, the Examiner failed to address the applicant's argument that the La Rocca reference is non-analogous art to the claimed invention and, therefore, should not be considered at all when evaluating the patentability of the claimed invention. As discussed in detail in the Applicant's Response, the La Rocca reference is neither (1) in the field of the applicant's endeavor nor (2) reasonably pertinent to the particular problem with which the inventor was concerned.

Second, the Examiner failed to address the applicant's arguments that even if properly considered, the La Rocca reference teaches away from the claimed invention as defined in Claim 1 and fails to provide any motivation for combining the references in the proposed manner. As discussed in detail in the Applicant's Response, the La Rocca reference discloses that the use of permanent deformation techniques is undesirable and, therefore, provides "a method of manufacturing structural sheet metal products, designed to overcome the drawbacks typically associated with the aforementioned known techniques" (Column 2, Lines 10-13).

Section 707.07(f) of the M.P.E.P. further states that in "order to provide a complete application file history and to enhance the clarity of the prosecution history record, an examiner must provide clear explanations of all actions taken by the examiner during prosecution of an application." Because the Examiner failed to do this in the Final Rejection, withdrawal of the Final Rejection and reconsideration of the application is appropriate.

Respectfully submitted,



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